

From: Kevin Wier

Subject: Neighborhood Request for Postponement of Austin Oaks PUD case from 11/10 Council Agenda (item 62)

Date: November 8, 2016 at 2:17:02 PM CST

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Honorable City Council,

I am writing to respectfully request a postponement of the Austin Oaks PUD case from your 11/10 meeting. I'm writing on behalf of the North Shoal Creek Neighborhood Association (NSCNA), one of the "four corners" neighborhoods that is immediately adjacent to the Austin Oaks property and one that will be negatively impacted by the proposed PUD. We, NSCNA, have participated in all discussions on the proposed PUD, including the charrette.

Multiple members of our working group of neighborhood associations who are expected to be lead speakers on the PUD case will be traveling and out of town during 11/10/16.

Also, the applicant has not listed all of the Modifications to Code (variances) they are seeking in the case in their Land Use Plan Exhibits. Staff has also not listed all of the Modifications to Code (variances) being sought in the case in their backup for Council; backup for ZAP and for Environmental Comm. also did not list all of the Modifications to Code (variances) sought in the case. We believe the public and Council should see ALL of the Modifications to Code (variances) being sought or required in the case in one listing and have time to review them before Council 1st Reading Hearing on the case.

Finally, the applicant has not previously disclosed anywhere in their Land Use Plan, Exhibits, nor Draft Ordinance a legally required driveway safety easement they share with neighbor Westdale Creek Apts that crosses into the Austin Oaks property in the middle of Parcel 10 which is proposed to be a park.

That easement will have to one degree or another impact the parkland dedication acreage that has been disclosed up to this point; by our calculations parkland dedication acreage has been overstated by the applicant by a third to a half of an acre. We are told that applicant has stated to Staff in recent days that they can just move that driveway to Parcel 9, but that cannot be done entirely because the easement crosses over into the Austin Oaks property in the middle of proposed Parcel 10. Parkland dedication acreage will be impacted when this misrepresentation is corrected. Applicant should have to

correct their Land Use Plan, Exhibits, and Neighborhood Park acreage while the case is being postponed. We would like to have time to review those corrections. It is unfortunate that neither the Parks Board, nor the Environmental Commission, nor ZAP in any of their backup was shown Parcel 10 accurately depicted. Council should not also be shown inaccurate depictions in this case in the Land Use Plan and Exhibits.

Thank you for your kind consideration of this postponement request.

Best regards,
Kevin

Kevin Wier
Development Committee Chair
North Shoal Creek Neighborhood Association